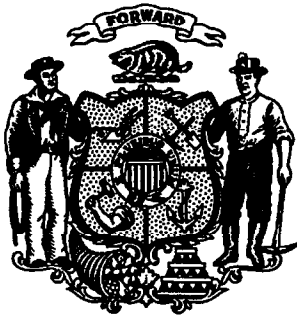


State of Wisconsin



2003 Assembly Bill 144

Date of enactment:
Date of publication*:

2003 WISCONSIN ACT

AN ACT to renumber and amend 14.035; and to create 14.035 (2), 14.035 (3), 14.035 (4) and 14.035 (5) of the statutes; relating to: Indian gaming compacts.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

SECTION 1. 14.035 of the statutes is renumbered 14.035 (1) and amended to read:

14.035 (1) The Subject to subs. (2) to (5), the governor may, on behalf of this state, enter into any compact that has been negotiated under 25 USC 2710 (d).

SECTION 2. 14.035 (2) of the statutes is created to read:

14.035 (2) The governor may not enter into, amend, extend, or renew any compact negotiated under sub. (1) that authorizes a gaming establishment on lands acquired by the U.S. secretary of the interior in trust for the benefit of an Indian tribe after October 17, 1988, until the governor submits the compact to the legislature and the legislature approves the proposed compact by joint resolution. If the legislature does not approve without change the proposed compact, the compact shall be returned to the governor for renegotiation.

SECTION 3. 14.035 (3) of the statutes is created to read:

14.035 (3) The governor may not enter into, amend, extend, or renew any compact negotiated under sub. (1) that is for a period longer than 15 years until the governor

submits the compact to the legislature and the legislature approves the proposed compact by joint resolution. If the legislature does not approve without change the proposed compact, the compact shall be returned to the governor for renegotiation.

SECTION 4. 14.035 (4) of the statutes is created to read:

14.035 (4) The governor may not enter into, amend, extend, or renew any compact negotiated under sub. (1) containing terms that in any way condition which gaming activities may be conducted under the compact based on gaming activities that are conducted in Canada.

SECTION 5. 14.035 (5) of the statutes is created to read:

14.035 (5) The governor may not enter into, amend, extend, or renew any compact negotiated under sub. (1) unless that compact or its amendment requires the American Indian tribe or band to make a good faith effort to enter into an agreement with each local unit of government that provides services relating to the operation of gaming establishments authorized under the compact and that agreement specifies that the tribe or band shall reimburse the local unit of government for costs incurred by the local unit of government in providing such services.

* Section 991.11, WISCONSIN STATUTES 2001-02 : Effective date of acts. "Every act and every portion of an act enacted by the legislature over the governor's partial veto which does not expressly prescribe the time when it takes effect shall take effect on the day after its date of publication as designated" by the secretary of state [the date of publication may not be more than 10 working days after the date of enactment].

BILL HISTORY FOR ASSEMBLY BILL 144 (LRB -2232)

An Act to renumber and amend 14.035; and to create 14.035 (2), 14.035 (3) and 14.035 (4) of the statutes; relating to: Indian gaming compacts.

2003

03-06. A. Introduced by Representatives J. Fitzgerald, Krawczyk, Kestell, Hundertmark, F. Lasee, Gunderson, M. Williams, D. Meyer, Huebsch, Ladwig, LeMahieu, Suder, Lothian, Nischke, Freese, Vrakas, Underheim, Kreibich, Hahn, Owens, Ainsworth, Jensen, Yukunir, Ott, Jeskewitz, Van Roy, J. Wood, Petrowski, Gundrum and Rhoades; cosponsored by Senators Welch, S. Fitzgerald, Brown, Lazich, Panzer, Roessler, Kanavas, Reynolds, Darling, A. Lasee, Harsdorf, Kedzie, Stepp, Leibham and Zien.	
03-06. A. Read first time and referred to committee on State Affairs	95
03-10. A. Assembly amendment 1 offered by Representative J. Fitzgerald (LRB a0243)	97
03-10. A. Public hearing held.	
03-10. A. Executive action taken.	
03-10. A. Assembly amendment 2 offered by committee on State Affairs (LRB a0269)	105
03-11. A. Report Assembly Amendment 1 adoption recommended by committee on State Affairs, Ayes 6, Noes 3	100
03-11. A. Report passage as amended recommended by committee on State Affairs, Ayes 5, Noes 4	100
03-11. A. Referred to committee on Rules	100
03-11. A. Made a special order of business at 10:00 A.M on 3-12-2003 pursuant to Assembly Resolution 5	101
03-12. A. Read a second time	107
03-12. A. Assembly substitute amendment 1 offered by Representative M. Lehman (LRB s0031)	107
03-12. A. Assembly amendment 1 to Assembly substitute amendment 1 offered by Representative Seratti (LRB a0320)	107
03-12. A. Refused to table Assembly amendment 1 to Assembly substitute amendment 1, Ayes 6, Noes 91	107
03-12. A. Assembly amendment 1 to Assembly substitute amendment 1 adopted	107
03-12. A. Assembly amendment 2 to Assembly substitute amendment 1 offered by Representatives Boyle and Hubler (LRB a0325)	107
03-12. A. Point of order that Assembly amendment 2 to Assembly substitute amendment 1 not germane taken under advisement	107
03-12. A. Chair ruled point of order that Assembly Amendment 2 to Assembly Substitute Amendment 1 not germane well taken	107
03-12. A. Decision of the Chair appealed	107
03-12. A. Decision of the Chair upheld, Ayes 60, Noes 38	107
03-12. A. Assembly substitute amendment 1 laid on table, Ayes 51, Noes 47	108
03-12. A. Assembly amendment 1 adopted	108
03-12. A. Assembly amendment 3 offered by Representative Seratti (LRB a0308)	108
03-12. A. Assembly amendment 3 adopted	108
03-12. A. Assembly amendment 4 offered by Representatives Boyle and Hubler (LRB a0307)	108
03-12. A. Assembly amendment 4 adopted	108
03-12. A. Motion to reconsider vote by which Assembly amendment 4 was adopted offered by Representative Foti	108
03-12. A. Motion to reconsider vote by which Assembly amendment 4 was adopted withdrawn .	108
03-12. A. Assembly substitute amendment 2 offered by Representative J. Fitzgerald (LRB s0034)	108
03-12. A. Point of order that Assembly substitute amendment 2 not germane not well taken	108
03-12. A. Point of order that Assembly substitute amendment 2 not germane not well taken	108
03-12. A. Decision of the Chair appealed	109

03-12. A.	Decision of the Chair upheld, Ayes 58, Noes 39	109
03-12. A.	Referred to calendar of 3-12-2003 following Assembly Bill 112	109
03-12. A.	Assembly substitute amendment 3 offered by Representatives Hubler and Boyle (LRB s0035)	111
03-12. A.	Point of order that Assembly substitute amendment 3 not germane well taken	112
03-12. A.	Decision of the Chair appealed	112
03-12. A.	Decision of the Chair upheld, Ayes 58, Noes 38	112
03-12. A.	Assembly amendment 1 to Assembly substitute amendment 2 offered by Representatives Boyle and Hubler (LRB a0332)	112
03-12. A.	Assembly amendment 1 to Assembly substitute amendment 2 withdrawn and returned to author	112
03-12. A.	Point of order that Assembly substitute amendment 2 not germane not well taken	112
03-12. A.	Refused to table Assembly substitute amendment 2, Ayes 37, Noes 59	112
03-12. A.	Assembly substitute amendment 2 adopted, Ayes 59, Noes 38	112
03-12. A.	Ordered to a third reading	112
03-12. A.	Rules suspended to read a third time	112
03-12. A.	Read a third time and passed, Ayes 59, Noes 38	113
03-12. A.	Ordered immediately messaged	113
03-13. S.	Received from Assembly.	
03-13. S.	Read first time and referred to committee on Senate Organization.	
03-13. S.	Rules suspended to withdraw from committee on Senate Organization and take up.	
03-13. S.	Read a second time.	
03-13. S.	Senate substitute amendment 1 offered by Senators Hansen, Decker, Wirch and Carpenter (LRB s0037).	
03-13. S.	Senate substitute amendment 1 rejected, Ayes 20, Noes 10.	
03-13. S.	Ordered to a third reading.	
03-13. S.	Rules suspended.	
03-13. S.	Read a third time and concurred in, Ayes 22, Noes 8.	
03-13. S.	Ordered immediately messaged.	
03-13. A.	Received from Senate concurred in.	

2003
ENROLLED BILL

03en A B-144

ADOPTED DOCUMENTS:

☐ Orig ☐ Engr

A SubAmdt 2

03 50034 1

Amendments to above (if none, write "NONE"):

None

Corrections - show date (if none, write "NONE"):

None

Topic

Indian gaming compacts

3/13/03
Date

[Signature]
Enrolling Drafter

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**ASSEMBLY SUBSTITUTE AMENDMENT 2,
TO 2003 ASSEMBLY BILL 144**

March 12, 2003 - Offered by Representative J. FITZGERALD.

1 **AN ACT** *to renumber and amend* 14.035; and *to create* 14.035 (2), 14.035 (3),
2 14.035 (4) and 14.035 (5) of the statutes; **relating to:** Indian gaming compacts.

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4 read:

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6 state, enter into any compact that has been negotiated under 25 USC 2710 (d).

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10 acquired by the U.S. secretary of the interior in trust for the benefit of an Indian tribe
11 after October 17, 1988, until the governor submits the compact to the legislature and
12 the legislature approves the proposed compact by joint resolution. If the legislature

1 does not approve without change the proposed compact, the compact shall be
2 returned to the governor for renegotiation.

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8 change the proposed compact, the compact shall be returned to the governor for
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19 agreement with each local unit of government that provides services relating to the
20 operation of gaming establishments authorized under the compact and that
21 agreement specifies that the tribe or band shall reimburse the local unit of
22 government for costs incurred by the local unit of government in providing such
23 services.

24 (END)